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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/765,838	01/29/2004	Tomohiro Fukatsu	740165-372	2350	
22204	7590 08/02/2005		EXAMINER		
NIXON PEABODY, LLP			GALL, LLOYD A		
401 9TH STREET, NW SUITE 900			ART UNIT	PAPER NUMBER	
WASHINGT	WASHINGTON, DC 20004-2128			3676	
			DATE MAN ED 00/02/200	DATE MAIL CD. 09/02/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

		Application No.	Applicant(s)				
Office Action Summary							
		10/765,838	FUKATSU ET AL.				
	omec Action Gammary	Examiner	Art Unit				
	The MAILING DATE of this communication and	Lloyd A. Gall	3676				
	The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply						
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
Status							
1)	Responsive to communication(s) filed on						
2a) <u></u> ☐	This action is FINAL . 2b)⊠ This action is non-final.						
3)□	Since this application is in condition for allowance except for formal matters, prosecution as to the ments is						
	closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.						
Disposition of Claims							
4)⊠	Claim(s), 1-20 is/are pending in the application						
	4a) Of the above claim(s) is/are withdrawn from consideration.						
5)□	5) Claim(s) is/are allowed.						
	6) Claim(s) <u>1,2,7-9 and 14-16</u> is/are rejected.						
_	7)⊠ Claim(s) <u>3-6,10-13 and 17-20</u> is/are objected to.						
8)[_]	Claim(s) are subject to restriction and/o	r election requirement.					
Applicati	on Papers						
9)	The specification is objected to by the Examine	r.	•				
10)🖾	The drawing(s) filed on 29 January 2004 is/are	a)⊠ accepted or b)□ objected	to by the Examiner.				
	Applicant may not request that any objection to the	drawing(s) be held in abeyance. See	37 CFR 1.85(a).				
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).							
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.							
Priority u	ınder 35 U.S.C. § 119						
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of:							
1. ☑ Certified copies of the priority documents have been received.							
2. Certified copies of the priority documents have been received in Application No							
3. Copies of the certified copies of the priority documents have been received in this National Stage							
application from the International Bureau (PCT Rule 17.2(a)).							
* See the attached detailed Office action for a list of the certified copies not received.							
Attachment(s)							
1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 4) Interview Summary (PTO-413) Paper No(s)/Mail Date							
3) 🔯 Inform	B) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) 5) Notice of Informal Patent Application (PTO-152)						
Paper No(s)/Mail Date <u>01/29/2004</u> . 6) Other:							

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DETAILED ACTION

Claims 8 and 15 are objected to because of the following informalities: In claim 8, lines 3 and 15, "post" should be replaced with –shaft--, to be consistent with the remainder of the claim. In claim 15, line 3, "post" should be replaced with –shaft--.

Appropriate correction is required.

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

Claims 1, 2, 7-9 and 14-16 are rejected under 35 U.S.C. 102(e) as being anticipated by Limburg et al (262).

Limburg teaches an electrically driven steering lock device including a lock stopper 10, 41, a lock bar 4, the lock stopper and lock bar being movable together between positions spaced from and toward the steering shaft, such that the lock bar 4 engages the steering shaft 5, an urging means 84 in figure 10 for urging the lock stopper 10

toward the side opposite the steering shaft 5, a gear 35, 38 driven by a drive source (motor), a lock arm defined by the top surface of the groove 43 as seen in figure 9 which will move the lock stopper 10, 41 toward the steering shaft upon rotation of the motor, and a cam defined by the lower surface of the groove 43 in figure 9 which will move the lock stopper toward the side opposite the steering shaft upon reverse rotation of the motor. The lock device also includes a parallelepiped (the left side as seen in figure 2) lock body 2 having a slide surface (immediately to the left of numeral 18 in figure 2) on a projecting portion of the lock body, wherein the portion at 18 in figure 2 of the lock stopper will slide upon this surface. With respect to claim 7, the lock stopper and lock bar may be regarded as being "integral".

Claims 3-6, 10-13 and 17-20 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lloyd A. Gall whose telephone number is 571-272-7056. The examiner can normally be reached on Monday-Friday, 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brian Glessner can be reached on 571-272-6843. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

LG LG July 28, 2005

Lloyd A. Gall Primary Examiner

Luyd a Stall